

#3



PATENT
Attorney Docket No. ELT-002
(6281/6)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: McCormick et al.
 SERIAL NO.: 09/908,966 GROUP NO.: 3712
 FILING DATE: July 19, 2001 EXAMINER: Not yet assigned
 TITLE: A System And Method Of Matching Teachers With Students To Facilitate Conducting Online Private Instruction Over A Global Network

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
 Washington, D.C. 20231
 Attention: Box Missing Parts

Sir:

In response to the Notice to File Missing Parts mailed August 29, 2001, enclosed is the executed Declaration and Power of Attorney, formal drawings and a check in the amount of \$980.00 in payment of the basic filing fee, fee for a one-month extension of time and surcharge for a Non-Small Entity in compliance with 37 C.F.R. 1.16(e).

Please charge Deposit Account No. 20-0531 for any additional fees that may be due in this matter.

Respectfully submitted,

Date: November 7, 2001
 Reg. No. 41,274

Tel. No. (617) 248-7501
 Fax: (617) 248-7100

Michael A. Rodriguez
 Michael A. Rodriguez
 Attorney/Agent for Applicants
 Testa, Hurwitz, & Thibeault
 High Street Tower
 125 High Street
 Boston, Massachusetts 02110



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/908,966	07/19/2001	Christopher McCormick	ELT-002

CONFIRMATION NO. 6828

021323

TESTA, HURWITZ & THIBEAULT, LLP
HIGH STREET TOWER
125 HIGH STREET
BOSTON, MA 02110

FORMALITIES LETTER



'OC000000006489338'

Date Mailed: 08/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

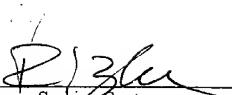
740.00 00
130.00 00

00000004093966

01/16/2002 BHABEN

01 FC:101
02 FC:105

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

0909089999 - 0011100



#3

PATENT
Attorney Docket No. ELT-002
(6281/6)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: McCormick et al.

SERIAL NO.: 09/908,966

GROUP NO.: 3712

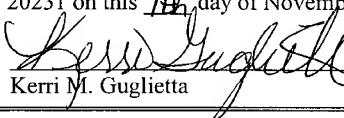
FILING DATE: July 19, 2001

EXAMINER: Not yet assigned.

TITLE: A System And Method Of Matching Teachers With Students To Facilitate Conducting Online Private Instruction Over A Global Network

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any documents referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231 on this 7th day of November, 2001.


Kerri M. Guglietta

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith are:

- (1) Transmittal Form (1 page);
- (2) Fee Transmittal (1 page);
- (3) Petition for One-Month Extension of Time (1 page);
- (4) Check in the amount of \$980.00;
- (5) Response to Notice to File Missing Parts (1 page);
- (6) Copy of executed Declaration and Power of Attorney (4 pages);
- (7) Formal Drawings (16 sheets);
- (8) Copy of Notice to File Missing Parts of Application (2 pages); and
- (9) a return receipt postcard.

RODRIGUE\6281\5.2214232_1

PCT/US/2002/011111

**TRANSMITTAL
FY 2002**

JAN 11 2002
U.S. PATENT & TRADEMARK OFFICE

Complete if Known	
Application Serial Number	09/908,966
Filing Date	July 19, 2001
First Named Inventor	McCormick
Group Art Unit	3712
Examiner Name	Not Yet Assigned
Attorney Docket No.	ELT-002

METHOD OF PAYMENT

- Payment Enclosed:
 Check Money Order Other
- The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.
 - Required Fees (copy of this sheet enclosed).
 - Additional fee required under 37 CFR 1.16 and 1.17.
 - Overpayment Credit.
- Applicant claims small entity status.

FEE CALCULATION

1. FILING FEE

Large Entity

Fee (\$)	Fee Description	Fee Paid
740	Utility filing fee	740
330	Design filing fee	
160	Provisional filing fee	

Number Filed	Number Extra	Rate	Amount
Total Claims	- 20 =	x \$ 18.00 =	
Independent Claims	- 3 =	x \$ 84.00 =	

<input type="checkbox"/> Multiple Dependent Claim(s), if any	\$280.00 =

TOTAL: 740
SMALL ENTITY DISCOUNT:
SUBTOTAL (1) (\$ 740)

2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total	=		x \$ 18.00 =	
Indep.	=		x \$ 84.00 =	

<input type="checkbox"/> First Presentation of Multiple Dep. Claim	+ \$280.00 =

TOTAL: SMALL ENTITY DISCOUNT: SUBTOTAL (2)	(\$) (\$) (\$)

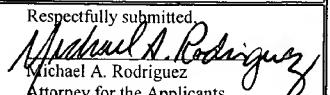
SUBTOTAL (3) (\$ 240)

CORRESPONDENCE ADDRESS

Direct all correspondence to:

Patent Administrator
Testa, Hurwitz & Thibeault, LLP
High Street Tower-125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100

SIGNATURE BLOCK

Respectfully submitted,

 Michael A. Rodriguez
 Attorney for the Applicants
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower-125 High Street
 Boston, MA 02110



#3

TRANSMITTAL FORM

Application Serial Number	09/908,966
Filing Date	July 19, 2001
First Named Inventor	McCormick
Group Art Unit	3712
Examiner Name	Not yet assigned.
Attorney Docket No.	ELT-002 (6281/6)

ENCLOSURES (check all that apply)

- | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input checked="" type="checkbox"/> Check Attached
<input type="checkbox"/> Copy of Fee Transmittal Form | <input checked="" type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)
<input checked="" type="checkbox"/> Formal Drawings (16 sheets)
<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition
<input type="checkbox"/> To Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)
<input type="checkbox"/> Terminal Disclaimer
<input checked="" type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application
<input type="checkbox"/> Executed Small Entity Statement
<input type="checkbox"/> Request for Refund
<input checked="" type="checkbox"/> After Allowance Communication to Group | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>)
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8
<input type="checkbox"/> Additional Enclosure (<i>please identify below</i>) |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
- Amendment/Response

 After Final

 Affidavits/declaration(s)

 Letter to Official Draftsperson including Drawings [Total Sheets _____]
- Extension of Time Request
- Information Disclosure Statement
- Form PTO-1449

 Copies of IDS Citations
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

SIGNATURE BLOCK

Date: November 7, 2001
 Reg. No.: 41,274
 Tel. No.: (617) 248-7501
 Fax No.: (617) 248-7100

Respectfully submitted,
 Michael A. Rodriguez
 Attorney/Agent for the Applicants
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110